**COMBINED DECLARATION AND POWER OF ATTORNEY**

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original
- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part

**INVENTORSHIP IDENTIFICATION**

My residence, post office address and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**APATITE PARTICLE, METHOD OF PRODUCING THE SAME, APATITE  
PARTICLE-GENE COMPLEX, AND METHOD OF GENE TRANSFECTION**

**SPECIFICATION IDENTIFICATION**

The specification of which:

- ☐ is attached hereto;
- ☒ was filed on **June 26, 2006**, under Serial No. **10/584,722**, executed on even date herewith; or
- ☐ Express Mail No. \_\_\_\_\_ (Serial No. not yet known)  
and was amended on \_\_\_\_\_ (if applicable)
- ☒ was described and claimed in PCT International Application No. **PCT/JP2004/019549** filed on **27 December 2004** and as amended under PCT Article 19 on

**ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent.

- ☐ In compliance with this duty there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

**PRIORITY CLAIM (35 U.S.C. §119)**

I hereby claim foreign priority benefits under Title 35, United States Code, §119, of any provisional or foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below, and have also identified below any provisional or foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least

one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☐ No such applications have been filed.

☒ Such applications have been filed as follows:

- A. Prior foreign/PCT application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. §119

| <u>Country/PCT</u> | <u>Application No</u> | <u>Date Filed</u> | <u>Priority Claimed</u>                                  |
|--------------------|-----------------------|-------------------|--|
|                    |                       |                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                    |                       |                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                    |                       |                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |

- B. All foreign application(s), if any, filed more than 12 mos. (6 mos for design) prior to this U.S. application

| <u>Country</u> | <u>Application Number</u> | <u>Date Filed</u> | <u>Priority Claimed</u>                                  |
|----------------|---------------------------|-------------------|--|
|                |                           |                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                |                           |                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |
|                |                           |                   | <input type="checkbox"/> Yes <input type="checkbox"/> No |

- C. U.S. Provisional Application filed within 12 months prior to this application

| <u>Serial No.</u> | <u>Filing Date</u> |
|-------------------|--------------------|
| 60/532,845        | 26 DECEMBER 2003   |

#### PRIORITY CLAIM (35 U.S.C. §120)

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information that is material to the examination of this application (namely, information where there is substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

☒ No such applications have been filed

☐ Such application have been filed, as follows:

| <u>Serial No.</u> | <u>Filing Date</u> | <u>Status</u>   |                |                  |
|-------------------|--------------------|-----------------|----------------|------------------|
|                   |                    | <u>Patented</u> | <u>Pending</u> | <u>Abandoned</u> |
|                   |                    |                 |                |                  |

#### POWER OF ATTORNEY

I hereby appoint the practitioners associated with CUSTOMER #26,291 to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Send correspondence to:

CUSTOMER #26,291

Direct telephone calls to:

Eamon J. Wall  
732-530-9404

## DECLARATION

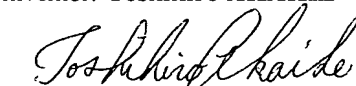
*I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.*

Full name of sole or first inventor: Toshihiro AKAIKE

Inventor's signature:

Residence:

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same as above

Date:

Jun. 14, 2006

Country of Citizenship: Japan

Full name of second inventor: Ezharul Hoque CHOWDHURY

Inventor's signature:

Residence:

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Kanagawa 226-8503 JAPAN

same as above

Date:

June 21, 2006

Country of Citizenship: Bangladesh

Full name of third inventor:

Inventor's signature:

Residence:

Post Office Address:

Date:

Country of Citizenship